



ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2009-1017; FRL-9370-4]

Notice of Receipt of Requests to Voluntarily Cancel Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In accordance with the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), EPA is issuing a notice of receipt of requests by registrants to voluntarily cancel certain pesticide registrations. EPA intends to grant these requests at the close of the comment period for this announcement unless the Agency receives substantive comments within the comment period that would merit its further review of the requests, or unless the registrants withdraw its requests. If these requests are granted, any sale, distribution, or use of products listed in this notice will be permitted after the registration has been cancelled only if such sale, distribution, or use is consistent with the terms as described in the final order.

DATES: Comments must be received on or before *[insert date 30 days after date of publication in the Federal Register]*

ADDRESSES: Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2009-1017, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

- *Mail:* OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

Submit written withdrawal request by mail to: Pesticide Re-evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001. ATTN: John W. Pates, Jr.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.htm>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <http://www.epa.gov/dockets>.

FOR FURTHER INFORMATION CONTACT: John W. Pates, Jr., Pesticide Re-evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-8195; email address: pates.john@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this Action Apply to Me?

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides.

B. What Should I Consider as I Prepare My Comments for EPA?

1. *Submitting CBI.* Do not submit this information to EPA through [regulations.gov](http://www.regulations.gov) or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:

- i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
- ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
- iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.

- iv. Describe any assumptions and provide any technical information and/or data that you used.
- v. If you estimate potential costs or burdens, explain how you arrived at your estimate in suf
- vi. Provide specific examples to illustrate your concerns and suggest alternatives.
- vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.
- viii. Make sure to submit your comments by the comment period deadline identified.

II. What Action is the Agency Taking?

This notice announces receipt by the Agency of requests from registrants to cancel 43 pesticide products registered under FIFRA section 3 or 24(c). These registrations are listed in sequence by registration number (or company number and 24(c) number) in Table 1 of this unit.

Unless the Agency determines that there are substantive comments that warrant further review of the requests or the registrants withdraw their requests, EPA intends to issue orders in the **Federal Register** canceling all of the affected registrations.

Table 1.—Registrations with Pending Requests for Cancellation

Registration No.	Product Name	Chemical Name
000100-00641	Banner Fungicide	Propiconazole
000100-00781	Orbit 45W Fungicide	Propiconazole
000352-00558	DuPont Muster Herbicide	Ethametsulfuron
000352-00559	DuPont Ethametsulfuron Methyl Technical Herbicide	Ethametsulfuron
000499-00518	Prescription Treatment Brand 2% Propoxur Bait	Propoxur
009404-00087	Permethrin 0.25% Insecticide Granules	Permethrin
009404-00088	Sunniland Chinch Bug & Mole Cricket Spray	Permethrin
010163-00298	GWN-3772 Technical	Tribenuron-methyl
010466-00024	Ultrafresh 300 DD Nonionic	Triclosan/Tributyltin oxide (no inert use)
010466-00043	T-Bate	Tributyltin oxide (no inert use)
010807-00146	Weed-A-Cide Concentrate	Prometon
010807-00206	Misty Weed-A-Cide CF	Prometon
010807-00444	CB Fogger IV	Tetramethrin/Esfenvalerate
010807-00451	Bee, Wasp & Hornet Jet Stream	Phenothrin/Tetramethrin
028293-00293	Unicorn 30 Day Flea & Tick Treatment	Permethrin
028293-00357	Unicorn 45% Permethrin Fly & Tick Insecticide	Permethrin
028293-00358	Unicorn 45% Permethrin Flee	Permethrin

	& Tick Insecticide	
038167-00029	Mach 2 1.5G	Benzoic acid,4-chloro-,2-benzoyl-2-(1,1-dimethylethyl) hydrazide
061483-00058	Pentacon-7	Pentachlorophenol
061483-00059	Pentacon-10	Pentachlorophenol
062719-00351	Dursban HF Insecticidal Concentrate	Chlorpyrifos
062719-00352	Dursban W Insecticidal Chemical	Chlorpyrifos
062719-00364	Dursban 20 MEC Microencapsulated Insecticidal Concentrate	Chlorpyrifos
066222-00025	Pramitol 1.5% Liquid Vegetation Killer	Prometon
066222-00044	Pramitol 1.8L	Prometon
066222-00045	Pramitol 2.2L	Prometon
066222-00052	Pramitol 1.8 RTU	Prometon
066222-00118	Bumper 41.8 EC Calif	Propiconazole
066330-00037	Chloropicrin	Chloropicrin
066330-00047	TM-442	Chloropicrin
066330-00228	Malathion Technical	Malathion (no inert use)
066330-00248	Malathion 8EC	Malathion (no inert use)
066330-00325	Propiconazole 14.3% T&O	Propiconazole
066330-00331	Bifenthrin 13% MUP	Bifenthrin
068451-00003	Deltamethrin Technical Insecticide (micronized)	Deltamethrin
068451-00004	Deltamethrin Technical Insecticide	Deltamethrin
073327-00011	Green Light Conquest Indoor & Outdoor Pest Control	Permethrin
073327-00012	Green Light Conquest Insecticide Concentrate	Permethrin
075829-00001	H2Pro Maintenance Treatment	Silver
081880-00020	MON 12036 Herbicide	Halosulfuron-methyl
088058-00002	Chlorothalonil 720 Fungicide	Chlorothalonil
CA900030	Pest Strip	Amvac Small Insect Strip

Table 2 of this unit includes the names and addresses of record for all registrants of the products in Table 1 of this unit, in sequence by EPA company number. This number corresponds to the first part of the EPA registration numbers of the products listed in this unit.

Table 2.—Registrants Requesting Voluntary Cancellation

EPA Company No.	Company Name and Address
100	Syngenta Crop Protection, LLC

	410 Swing Rd., P.O. Box 18300 Greensboro, NC 27419-8300
352	E.I. DuPont de Nemours and Company (S300/419) Manager, Registration & Regulatory Affairs 1007 Market St. Wilmington, DE 19898-0001
499	Whitmire Micro-Gen Research Laboratories, Inc. Agent: BASF Corporation 3568 Tree Court Industrial Blvd. St. Louis, MO 63122-6682
9404	Sunniland Corporation P.O. Box 8001 Sanford, FL 32772-8001
10163	Gowan Company P.O. Box 5569 Yuma, AZ 853668844
10466	Thomas Research Associates Shenstone Estates 17804 Braemar Plaza Leesburg, VA 20176-7046
10807	Amreo, Inc. 990 Industrial Park Dr. Marietta, GA 30062
28293	Phaeton Corporation P.O. Box 1019 Salem, VA 24153
38167	Helena Chemical Company D/B/A Setre Chemical Company 225 Schilling Blvd., Suite 300 Collierville, TN 38017
61483	KMG-Bernuth, Inc. 9555 W. Sam Houston Parkway South Suite 600 Houston, TX 77099
62719	Dow Agrosciences, LLC 9330 Zionsville Rd., 308/2E Indianapolis, IN 46268-1054
66222	Makhteshim Agan of North America, Inc. 3120 Highwoods Blvd., Suite 100 Raleigh, NC 27604
66330	Arysta Lifescience North America, LLC 15401 Weston Parkway Suite 150 Cary, NC 27513
68451	Intervet, Inc. 556 Morris Avenue, S5-2145A Summit, NJ 07901

73327	Swiss Farms Products 3993 Howard Hughes Parkway Suite 250 Las Vegas, NV 89109-6754
75829	Garrison Dental Solutions 150 Dewitt Lane Ispring Lake, MI 49456
81880	Canyon Group, LLC C/O Gowan Company 370 S. Main St. Yuma, AZ 85364
88058	Orion Ato, LLC Agent: Source Dynamics, LLC S122230 E. Del Norte Yuma, AZ 85377-7355
CA 900030	California Dept. of Food and Agriculture 1220 N. Street Room 221 Sacramento, CA 95814

III. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be canceled. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**.

Section 6(f)(1)(B) of FIFRA requires that before acting on a request for voluntary cancellation, EPA must provide a 30-day public comment period on the request for voluntary cancellation or use termination. In addition, FIFRA section 6(f)(1)(C) requires that EPA provide a 180-day comment period on a request for voluntary cancellation or termination of any minor agricultural use before granting the request, unless:

1. The registrants request a waiver of the comment period, or
2. The EPA Administrator determines that continued use of the pesticide would pose an unreasonable adverse effect on the environment.

The registrants in Table 2 of Unit II. have requested that EPA waive the 180-day comment period. Accordingly, EPA will provide a 30-day comment period on the proposed requests.

IV. Procedures for Withdrawal of Request

Registrants who choose to withdraw a request for cancellation should submit such withdrawal in writing to the person listed under **FOR FURTHER INFORMATION CONTACT**. If the products have been subject to a previous cancellation action, the

effective date of cancellation and all other provisions of any earlier cancellation action are controlling.

V. Provisions for Disposition of Existing Stocks

Existing stocks are those stocks of registered pesticide products that are currently in the United States and that were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. Because the Agency has identified no significant potential risk concerns associated with these pesticide products, upon cancellation of the products identified in Table 1 of Unit II., EPA anticipates allowing registrants to sell and distribute existing stocks of these products (except for registration no. 066330-00037 and 066330-00047) for 1 year after publication of the Cancellation Order in the **Federal Register**. Thereafter, registrants will be prohibited from selling or distributing the pesticides identified in Table 1 of Unit II., except for export consistent with FIFRA section 17 or for proper disposal. Persons other than registrants will generally be allowed to sell, distribute, or use existing stocks until such stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the canceled products.

A. Registration No. 066330-00037

The continued sale and distribution of existing stocks of this product will be allowed through December 1, 2012. Additionally, the use of existing stocks of this product will be allowed until those existing stocks are exhausted.

B. Registration No. 066330-00047

The continued sale and distribution of existing stocks of this product will be allowed through December 1, 2012. Additionally, the use of existing stocks of this product will be allowed until those existing stocks are exhausted.

List of Subjects

Environmental protection, Pesticides and pests.

November 21, 2012.

Richard P. Keigwin, Jr.,

Director, Pesticide Re-evaluation Division, Office of Pesticide Programs.

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